

SB1633



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
SB1633

Introduced 2/23/2005, by Sen. Bill Brady

SYNOPSIS AS INTRODUCED:

735 ILCS 5/7-103.113 new

Amends the Code of Civil Procedure. Grants quick-take authority to the Bloomington and Normal Water Reclamation District for the specified property to be used for sewer overflow improvements. Effective immediately.

LRB094 09281 LCB 39519 b

A BILL FOR

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Code of Civil Procedure is amended by adding
5 Section 7-103.113 as follows:

6 (735 ILCS 5/7-103.113 new)

7 Sec. 7-103.113. Quick-take; Bloomington and Normal Water
8 Reclamation District. Quick-take proceedings under Section
9 7-103 may be used for a period of 12 months after the effective
10 date of this amendatory Act of the 94th General Assembly by the
11 Bloomington and Normal Water Reclamation District for the
12 purpose of sewer overflow improvements for the acquisition of
13 the following specified real property and easements:

14 Parcel 1:

15 A part of Lot 7 and a part of Lot 8 in the Subdivision of
16 the North Half of Section 5, Township 23 North, Range 2
17 East of the Third Principal Meridian, City of Bloomington,
18 McLean County, Illinois, more particularly bounded and
19 described as follows: Beginning on the North Line of said
20 Lots 7 and 8, 142.43 feet east of the Northwest Corner of
21 said Lot 7, thence continuing east 240.36 feet to the West
22 Line of the East 85 Feet of the West 1 acre of said Lot 8;
23 thence South 158.10 feet on the West Line of the East 85
24 feet of the West 1 Acre of said Lot 8 to the North
25 Right-of-Way Line of Illinois Route 9 shown in Plat
26 Document No. 79-7856 and Plat Book 14 on pages 104 and 117,
27 said course forming an angle of 88°-36'-25" to the left
28 with the North line of said Lots 7 and 8; thence westerly
29 on said Right-of-Way line 135.90 feet on a curve concave to
30 the Northwest having a central angle of 21°-00'-09", a

1 radius of 370.74 feet and a chord distance of 135.14 feet
2 with the chord of said arc forming an angle of 105°-06'-37"
3 to the left with the last described course; thence westerly
4 on said Right-of-Way Line 110.12 feet which course forms an
5 angle of 169°-29'-52" to the left with the chord of the
6 last described curve; thence North 196.33 feet parallel
7 with the West Line of said Lot 7 which course forms an
8 angle of 85°-24'-34" to the left with the last described
9 course to the Point of Beginning, in McLean County,
10 Illinois.

11 PERMANENT SANITARY SEWER EASEMENT REQUIRED:

12 A part of Lot 7 in the Subdivision of the North Half of
13 Section 5, Township 23 North, Range 2 East of the Third
14 Principal Meridian, City of Bloomington, McLean County,
15 Illinois, more particularly described as follows:
16 Beginning on the North line of said Lots 7, 142.43 feet
17 East of the Northwest Corner of said Lot 7. From said Point
18 of Beginning, thence East 25.34 feet along the North Line
19 of said Lot 7; thence Southwest 49.74 feet along a line
20 which forms an angle to the left of 88°-24'-04" with the
21 last described course; thence South 134.08 feet along a
22 line which forms an angle to the left of 169°-30'-28" with
23 the last described course; thence Southwest 11.64 feet
24 along a line which forms an angle to the left of
25 160°-16'-02" with the last described course to the North
26 Right-of-Way Line of Illinois Route 9 as shown on Plat
27 recorded as Document No. 79-7856 and Plat Book 14 on pages
28 104 and 117; thence Northwest 47.28 feet along said North
29 Right-of-Way Line which forms an angle to the left of
30 104°-03'-16" with the last described course; thence North
31 196.33 feet along a line parallel with the West Line of
32 said Lot 7 and which forms an angle to the left of
33 85°-24'-31" with the last described course to the Point of
34 Beginning, containing 0.156 of an acre, more or less.

1 TEMPORARY EASEMENT FOR WORKING PURPOSES ONLY DURING
2 CONSTRUCTION:

3 A strip of land 20 feet in width lying East of and adjacent
4 to said Permanent Sanitary Sewer Easement.

5 Parcel 2:

6 A part of Lots 23, 24, 26 and 27 in County Clerk's
7 Subdivision of Lots 8, 9, 10, 11 and 12 in the Subdivision
8 of Section 6, and part of Lot 10 in Abbott's Subdivision of
9 a part of the Northeast Quarter of Section 6, all in
10 Township 23 North, Range 2 East of the Third Principal
11 Meridian, McLean County, Illinois, more particularly
12 described as follows: Commencing at a point on the North
13 Line of Washington Street, said point being the Southwest
14 Corner of Lot 27 in County Clerk's Subdivision of Lots 8,
15 9, 10, 11 and 12 in the Subdivision of Section 6; thence
16 North 89°-58'-03" East 221.15 feet on the South Line of
17 said Lot 27 to the Point of Beginning on the East line of
18 the West 3.35 Chains of said Lot 27; thence North
19 01°-16'-29" West 469.15 feet on said East Line of the West
20 3.35 Chains of Lot 27; thence North 89°-18'-08" West 221.23
21 feet to the West Line of said Lot 27; thence North
22 01°-16'-29" West 82.50 feet on the West Line of said Lot 27
23 and the West Line of Lot 23 in said County Clerk's
24 Subdivision of Lots 8, 9, 10, 11 and 12 in the Subdivision
25 of Section 6 to the North Right-of-way Line of the former
26 Peoria, Bloomington and Champaign Traction Company; thence
27 South 88°-48'-36" East 916.20 feet on said North
28 Right-of-Way Line to the East Line of Lot 24 in said County
29 Clerk's Subdivision of Lots 8, 9, 10, 11 and 12 in the
30 Subdivision of Section 6; thence South 89°-30'-11" East
31 492.78 feet; thence South 00°-14'-06" West 35.80 feet to
32 the North Line of the Southeast Quarter of said Section 6;
33 thence South 89°-46'-53" West 170.84 feet on the North Line
34 of said Southeast Quarter of Section 6 to the West Line of

1 the East 3.00 acres of Lot 26 in said County Clerk's
2 Subdivision of Lots 8, 9, 10, 11 and 12 in the Subdivision
3 of Section 6; thence South 00°-14'-06" West 493.89 feet on
4 said West Line of the East 3.00 acres of Lot 26 to the
5 South Line of said Lot 26 on the North Line of Washington
6 Street; thence South 89°-58'-03" West 1002.27 feet on the
7 South Line of said Lots 26 and 27 to the Point of
8 Beginning, in McLean County, Illinois, EXCEPT therefrom
9 any portion lying within Outlot 4 in Market Square
10 Subdivision in the City of Bloomington, McLean County,
11 Illinois recorded as Document No. 88-5207 in the McLean
12 County Recorder's Office.

13 PERMANENT SANITARY SEWER EASEMENT REQUIRED:

14 A part said property more particularly described as
15 follows: Beginning at the intersection of the West Line of
16 said Outlot 4 with the North Right-of-Way Line of the
17 former Peoria, Bloomington and Champaign Traction Company
18 Right-of-Way. From said Point of Beginning, thence West
19 333.47 feet along said North Right-of-Way Line; thence
20 Southwest 648.24 feet along a line which forms an angle to
21 the right of 126°-08'-14" with the last described course;
22 thence Southwest 15.54 feet along a line which forms an
23 angle to the right of 170°-49'-24" with the last described
24 course to a point on the South Line of said property lying
25 401.34 feet East of the Southwest Corner of said property;
26 thence East 71.71 feet along said South Line which forms an
27 angle to the right of 62°-30'-36" with the last described
28 course; thence Northeast 617.10 feet along a line which
29 forms an angle to the right of 126°-40'-00" with the last
30 described course; thence East 276.49 feet along a line
31 which forms an angle to the right of 229°-32'-08" with the
32 last described course to the East Line of said property;
33 thence Northeast 20.90 feet along said East Line which
34 forms an angle to the right of 127°-36'-29" with the last
35 described course to the Point of Beginning, containing

1 1.082 acres more or less.

2 TEMPORARY EASEMENT #1 FOR WORKING PURPOSES ONLY DURING
3 CONSTRUCTION:

4 A strip of land 25 feet in width lying Northwest of and
5 adjacent to said Permanent Easement. Said Temporary
6 Easement is bounded on the North by the North Line of said
7 property and bounded on the south by the South Line of said
8 property.

9 TEMPORARY EASEMENT #2 FOR WORKING PURPOSES ONLY DURING
10 CONSTRUCTION:

11 A strip of land 45 feet in width lying South and Southeast
12 of and adjacent to said Permanent Easement. Said Temporary
13 Easement is bounded upon the East by the East Line of said
14 property and bounded on the South by the South Line of said
15 property.

16 Parcel 3:

17 That part of Lots 10, 11 and 12 in the Subdivision of the
18 North Half of Section 5, Township 23 North, Range 2 East of
19 the Third Principal Meridian, all described as follows:
20 Commencing at the intersection of the South Line of Old
21 Peoria Road and the East Line of said Lot 12; thence North
22 80°-12'-43" West 207.00 feet along said South Line of Old
23 Peoria Road to the true Point of Beginning; thence South
24 10°-00'-00" West 225.00 feet along a line parallel with
25 said East Line of Lot 12 to a point; thence North
26 80°-12'-43" West 305 feet along a line parallel with said
27 South Line of Old Peoria Road to a point in the Centerline
28 of Sugar Creek; thence Northeasterly along said Centerline
29 of Sugar Creek to a point on the South Line of Old Peoria
30 Road; thence South 80°-12'-43" East 210 feet along said
31 South Line of Old Peoria Road to the Point of Beginning, in
32 McLean County, Illinois.

1 PERMANENT SANITARY SEWER EASEMENT REQUIRED:

2 That part of Lots 10, 11 and 12 in the Subdivision of the
3 North Half of Section 5, Township 23 North, Range 2 East of
4 the Third Principal Meridian, more particularly described
5 as follows: Commencing at the intersection of the South
6 Line of Old Peoria Road and the East line of said Lot 12;
7 thence Northwest 387.04 feet along said South Line to the
8 Point of Beginning. From said Point of Beginning, thence
9 Southwest 8.27 feet along a line which forms an angle of
10 104°-11'-33" as measured from East to South with said South
11 Line; thence Southwest 230.72 feet along a line which forms
12 an angle to the right of 185°-40'-32" with the last
13 described course; thence Southeast 53.17 feet along a line
14 which forms an angle to the right of 70°-07'-47" with the
15 last described course; thence Northeast 215.13 feet along a
16 line which forms an angle to the right of 109°-52'-13" with
17 the last described course; thence Northeast 23.39 feet
18 along a line which forms an angle to the right of
19 174°-19'-28" with the last described course to said South
20 Line; thence Northwest 51.57 feet along said South Line
21 which forms an angle to the right of 75°-48'-27" with the
22 last described course to the Point of Beginning, containing
23 0.274 of an acre, more or less.

24 TEMPORARY EASEMENT #1 FOR WORKING PURPOSES ONLY DURING
25 CONSTRUCTION:

26 A strip of land 20 feet in width lying east of and adjacent
27 to said Permanent Sanitary Sewer Easement.

28 TEMPORARY EASEMENT #2 FOR WORKING PURPOSES ONLY DURING
29 CONSTRUCTION:

30 All of said property lying within a strip of land 30 feet
31 in width lying west of and adjacent to said Permanent
32 Sanitary Sewer Easement.

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.